

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE JURISDICTION**

WRIT PETITION NO. 742 OF 2005.

Vishesh Lekha Parikshak
Sahakari Sanstha.

... Petitioner.

V/s.

Shri Harkisan M. Shaha & anr.

... Respondents.

Shri C.R.Sonawane, AGP for the petitioners.

Shri P.S.Dani for the respondents.

CORAM : V.C.DAGA, J.

DATED : 1.12.2005.

P.C. :

. Heard learned Counsel for the petitioners.

2. Petitioners have suffered decree on the ground of default in payment on rent for 6 months prior to filing of the suit and that the landlord needs the premises for his use and occupation. Both the Courts below have concurrently held that both the grounds are proved. There is ample evidence on record to support the finding recorded by the Courts below. No case is made out to interfere with the impugned order. By no stretch of imagination, the order can be said to be a perverse order. The view taken by the Courts below is a reasonable and possible view. In this view of the matter, petition is dismissed in limine with no order as to costs.

3. Considering the fact that a Government office is situated in the suit premises, respondent is directed not to execute the decree for a period of 6 weeks from today.